

**CITY COUNCIL
ATLANTA, GEORGIA**

AN ORDINANCE **00-O-1586**
BY FINANCE/EXECUTIVE COMMITTEE:

**AN ORDINANCE AUTHORIZING THE CHIEF
FINANCIAL OFFICER, TO REFUND A TOTAL OF
\$23,966.36 TO FORD FACTORY SQUARE LP, FOR
OVER PAYMENT OF 1997 AND 1998 SANITARY
SERVICE CHARGES, FOR PROPERTY AT 693
PONCE DE LEON AVENUE, NE PROPERTY
IDENTIFICATION NUMBER 14-0017-0011-068-6**

WHEREAS, the City of Atlanta, Department of Public Works, Solid Waste and Transportation Services is authorized to provide solid waste collection and disposal services to all residential and multi-family units within the City limits; and

WHEREAS, for the year(s) 1997 and 1998 and Ford Factory Square LP, paid the cost of industrial container, plus street frontage for garbage collection and street maintenance: 1997: \$140.08 per each dwelling unit and \$124.24 per each 100 linear feet or the fraction thereof of paved street frontage; \$1998: \$166.70 per each dwelling unit and \$124.65 per each 100 linear feet or the fraction thereof of paved street frontage; and

WHEREAS, for the year(s) 1997 and 1998 Ford Factory Square LP, established private garbage collection services at 693 Ponce de Leon Avenue, NE property identification number 14-0017-0011-068-6 effective, May 8th 1997; and

WHEREAS, Ford Factory Square LP, requests a refund for overpayment of 1997 and 1998 Sanitary Service Charges for property at 693 Ponce De Leon Avenue, NE property identification number 14-00170011-068-6; and

WHEREAS, for a period of four (4) months and seven (7) days, beginning January 1997 and ending May 7, 1997. the City of Atlanta, did provide garbage collection services, to 693 Ponce de Leon Avenue, NE property identification number 14-0017-0011-068-6, but, did not provide garbage collection services for a period of eight (7) months and 24 days, starting on May 8, 1997, as confirmed by the City of Atlanta, Department of Public Works, Solid Waste and Transportation Services, on March 1, 2000; and

WHEREAS, property at 693 Ponce de Leon, property identification number 14-0017-0011-068-6 is eligible to be charged according to the Ordinance Amendment for apartments, condominiums and town homes property April 28, 1990 and refund for over payment of 1997: \$9,744.32 and 1998: \$14,252.04; and

WHEREAS, the total Sanitary Service Charges amount for the year(s) 1997 and 1998 were paid as apart of the Atlanta/Fulton County joint property tax bill; and accordingly, as confirmed by the Department of Public Works, Solid Waste and Transportation Services (attached copies of the Atlanta/Fulton joint property tax bill for 1997 and 1998; and

SECTION 1: That the Chief Financial Officer is hereby directed to issue a refund to Ford Factory Square LP in the amount of \$23,966.36 which represents the amount of overpayment.

SECTION 2: That a miscellaneous requisition be prepared by the Department of Public Works, Solid Waste and Transportation Services using Fund, Account and Center Number 1A01 529010 T31001.



BILL CAMPBELL
MAYOR

CITY OF ATLANTA
68 MITCHELL ST. SW, ATLANTA, GEORGIA 30335-0324
SUITE 4700, CITY HALL - SOUTH
(404) 330-6240
FAX (404) 658-7552
email: publicworks@ci.atlanta.ga.us

DEPARTMENT OF PUBLIC WORKS

Norman A. Koplon, P.E.
Interim Commissioner

David W. Peters, P.E.
Acting Deputy Commissioner

February 9, 2000

MEMORANDUM

TO: Wanda Blackwell, Area Superintendent
Department of Public Works, Solid Waste and Transportation Services

FROM: Christine Williams, Administrative Assistant
Department of Public Works, Solid Waste and Transportation Services

Re: Property requesting Refund for overpayment of sanitary services charges - not Receiving
Garbage Collection Services from the City of Atlanta, Department of Public Works, Solid
Waste and Transportation Services

Please confirm when the City of Atlanta, Solid Waste and Transportation Services stopped garbage collection services for the following addresses:

A condominium complex at 751 Piedmont Road, NE with 20 units and 155 feet of paved street frontage. Requests a refund for overpayment of 1995, 1996, 1997 and 1998 sanitary fees.

Apartment complex, with 96 units at 925 Conley Road, SE, established private garbage collection services effective September 1999. Requests a refund for overpayment of 1996, 1997 and 1998 sanitary fees.

Apartment complex at 875 Conley Road, SE with 64 units and 487 feet of paved street frontage, established private garbage collection services effective September 1996. Requests refund for overpayment of 1996, 1997 and 1998 sanitary fees.

Factory Ford Apartments at 693 Ponce De Leon Avenue, NE a 122 units apartment complex with 255 feet of paved street frontage, requesting a refund for 1997, 1998 and 1999 sanitary fees

Defoors Ferry Road, NW at 2121 Defoors Ferry Road, NW an apartment complex with 295 units. Requests a refund for overpayment of 1998 sanitary fees.

Apartment complex with 40 units and 255 feet of paved street frontage, established private garbage collection services effective May 1, 1996. Requests a refund for 1996, 1997, 1998 and an adjustment for 1999 sanitary fees. (5601 Bennett Road, NE).

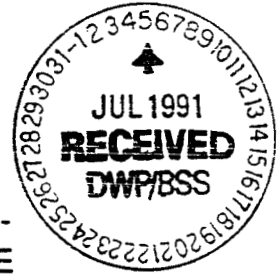
If you should have any questions, you can reach me at 404 330-6236 extensions 5696 or 5697.

CW.

Cc: Norman A. Koplon, P.E., Interim Commissioner
W. Cedric Maddox, Director
K. C. Marks, III, Public Works Manager

A SUBSTITUTE ORDINANCE

BY FINANCE COMMITTEE



A SUBSTITUTE ORDINANCE TO AMEND SECTION 9-7001(d) IV OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA TO AUTHORIZE CERTAIN CHARGES FOR THE COLLECTION, REMOVAL AND/OR DISPOSAL OF SOLID WASTE FROM PREMISES TO WHICH SUCH COLLECTION AND REMOVAL SERVICES ARE MADE AVAILABLE; AND FOR OTHER PURPOSES.

WHEREAS, effective May 28, 1990 Section 6-101(g) of the Charter of the City of Atlanta was duly amended to enable the City to make charges for solid waste pick-up services made available to those entitled to receive such services; and

WHEREAS, pursuant to said amendment the City desires to designate and collect certain charges authorized thereby,

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that Part 9 of the Code of Ordinances of the City of Atlanta is hereby amended, as follows:

Section 1. That a New Paragraph (6) to Subsection (d) IV, of Section 9-7001 of said Code, is hereby added as follows:

"\$39.00, per year per each dwelling unit to which collection and removal services are made available, to collect garbage from apartments, condominiums, town houses, public housing or any other multiple-family units."

Section 3. Aforesaid charges shall commence and be effective for calendar year 1991 and thereafter.

Section 2. All ordinances or parts thereof, if any, in conflict herewith are hereby repealed.

A true copy,

[Signature]

ADOPTED by City Council June 17, 1991
APPROVED by the Mayor June 25, 1991

DEPARTMENT OF PUBLIC WORKS
AND SOLID WASTES SERVICES
SANITARY SERVICE CHARGE BILLING COMPLAINT FORM

Owner: Ford Factory Square Phone: 770 921-

Owner: LP (Steve Boots) Phone:

Owner Address: P.O. Box 941490

Owner Address: Atlanta Georgia 31141

Property Location: 693 Ponce de Leon Avenue, NE

Parcel Code #: 14-0017-0011-068-6

Date of Complaint: 8 24 2000

Type of Complaint: Apartment with 123 dwelling units and 25.5 feet of paved street frontages. Uses private garbage collection, seeks an adjustment in Sanitary Service Charges for 1997 and 1998 and 1999.

Call Received By: Stephen M. Munn

ACTION: ? SCREEN: PSUM USER: TC39 RECALC/DEL: N REASON: DTE: 2000 08 25
----- TAX ACCOUNTING PARCEL SUMMARY - ATL REAL PROPERTY TAX -----
ROLL= RE CYC= ATL PARCEL= 14 -0017-0011-068-6 YR= 1997 PRINT-BILL: N

FORD FACTORY SQUARE ASSOC ALT: 0901423	ASSESSMENT	1,311,440	LAST PAYMENT
JU FC TDIS 05 SCHOOL ATL CL C1	EXEMPTIONS	0	63,128.05
WRITE OFF YR'S SUPRT BANKRUPT	LATE FILING N	0	P 1997 06 30
FLYBACK LITIGATION FIFAS SOLD	TAXABLE	1,311,440	TELLER OFF1
PENALTY FIFA LEVY/SALE	EXEMPTIONS	0.00	## 01147032
OTHER CODE <ATR STATUS: 0 COMM-MAN >	MILLAGE	.034820000	FULLY PAID

	APPLIED	PAID	OWED	SUED? NO	SUIT-DATE
LEVY TAXES	45,664.34	45,664.34	0.00	SUIT-ID	SUIT#
SASC TAXES	17,463.71	17,463.71	0.00		CASE#
OLD FEES	0.00	0.00	0.00	-----	
OLD INTR	0.00	0.00	0.00	LAST CHANGE	DATE 1997 07 04
NEW FEES			0.00	USER OFF1	TIME 01 41 08
NEW INTR			0.00	-----	
TOTALS	63,128.05	63,128.05	0.00	TAX BILL #	

PENDNG: 0.00 TLRNCE: 0.00 OVRPYMT: 0.00 PROTEST: 0.00
01-PS24W TAXES DUE FOR OTHER YEAR/CYCLE

ACTION: ? SCREEN: PSUM USER: TC39 RECALC/DEL: N REASON: DTE: 2000 08 25
----- TAX ACCOUNTING PARCEL SUMMARY - ATL REAL PROPERTY TAX -----
ROLL= RE CYC= ATL PARCEL= 14 -0017-0011-068-6 YR= 1998 PRINT-BILL: N

FORD FACTORY SQAURE L P	ALT: 0901423	ASSESSMENT	2,400,000	LAST PAYMENT
JU FC TDIS 05	SCHOOL ATL CL C1	EXEMPTIONS	0	37,903.66
WRITE OFF	YR'S SUPRT BANKRUPT	LATE FILING N	0	P 1999 03 31
FLYBACK	LITIGATION FIFAS SOLD	TAXABLE	2,400,000	TELLER OFF1
PENALTY	FIFA LEVY/SALE	EXEMPTIONS	0.00	## 01560384
OTHER CODE	<ATR STATUS: 0 COMM-MAN >	MILLAGE	.034820000	FULLY PAID

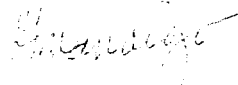
	APPLIED	PAID	OWED	SUED? NO	SUIT-DATE
LEVY TAXES	83,568.00	83,568.00	0.00	SUIT-ID	SUIT#
SASC TAXES	20,782.39	20,782.39	0.00		CASE#
OLD FEES	0.00	0.00	0.00		
OLD INTR	0.00	0.00	0.00	LAST CHANGE	DATE 1999 02 16
NEW FEES			0.00	USER OFF1	TIME 05 43 57
NEW INTR			0.00		
TOTALS	104,350.39	104,350.39	0.00	TAX BILL #	

PENDNG: 0.00 TLRNCE: 0.00 OVRPYMT: 0.00 PROTEST: 0.00
01-PS24W TAXES DUE FOR OTHER YEAR/CYCLE

March 1, 2000

MEMO

To: Christine Williams, Administrative Assistant

From: Gloria Manaigo, Installation Chief 

RE: Properties In Question for Refund of Over-payment of Sanitary Charges

The following list of properties are not receiving ~~for~~ garbage collection services with the City of Atlanta. Recollections of the Solid Waste Route Supervisor and Solid Waste Operator Seniors indicate that the locations listed below discontinued services with the City of Atlanta as stated in your memorandum of 2/9/00.

1. 751 Piedmont Road, N. E. (Confirmed)
2. 925 Conley Road, S. E. (Confirmed)
3. 875 Conley Road, S. E. (Confirmed)
4. 693 Ponce De Leon Avenue, N. E. (Confirmed)
5. 2121 Defoors Ferry Road, N. W. (Confirmed)
6. 3501 Roswell Road, N. E. (Confirmed)

If further information is needed, please contact me.